

SHANKS & HERBERTIntellectual Property
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Alexandria, VA 22314Telephone: 703-683-3600
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Internet: info@IPadvocates.comHonorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C., 371 in the United State Designated/Elected Office (DO/EO/US) dated February 7, 2001, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office.

1. Copy of the Notification of Missing Requirements Under 35 U.S.C., 371;
2. An original executed Combined Declaration Power of Attorney;
3. Cover sheet for Assignment (Form 017.PTO);
4. Executed original Assignment, official recordation and return of, which is respectfully requested;
5. Return postcard; and
6. Our check in the amount of \$170.00 to cover:
 \$130.00 Surcharge for late filing of Declaration; and
 \$ 40.00 Assignment recordation fee.

It is noted that there are no additional claim fees due in accordance with the Preliminary Amendment filed on February 5, 2001 deleting any multiple dependencies. It is respectfully requested that the attached prepaid postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The Commissioner is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 50-0622. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 50-0622.

03/09/2001 LLANDGRA 00000062 09720979

01 FC:154

130.00 DP

Respectfully submitted,

SHANKS & HERBERT

By: _____

A handwritten signature in dark ink, appearing to read "David W. Woodward".

David W. Woodward
Reg. No. 35,020

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/720979	FUKUMURA ETAL	4001-0003

SHANKS & HERBERT
TRANSPOTOMAC PLAZA
1033 NORTH FAIRFAX STREET SUITE 306
ALEXANDRIA, VA 22314

INTERNATIONAL APPLICATION NO.	
PCT/IP92/03552	
I.A. FILING DATE	PRIORITY DATE
01 JUL 92	02 JUL 92
DATE MAILED: 07 FEB 2001	

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☒ a non-English language.
☐ English.

☒ Translation of the international application into English.

☐ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☐ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☐ Preliminary amendment(s) filed _____ and _____.

☐ Information Disclosure Statement(s) filed _____ and _____.

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed _____.

☒ Verified Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$252 _____ as a ☒ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: